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Our Docket No.: 50325-0868 Date: October 25, 2006 Time Sent: _____
Serial No. 09/925,163 filed January 9, 2004 Number of pages including this page: 4

TO:

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Nima Khomassi Examiner	United States Patent and Trademark Office, Mail Stop RCE	571-273-8300	

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ENCLOSURES: Request for Continued Examination (RCE) with fee authorization (1 pg); and
Petition to Withdraw from Issue (2 pgs)

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PTO/SB/30 (07-06)

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/755,146
Filing Date	January 9, 2004
First Named Inventor	Mitesh Dalal
Group Art Unit	2132
Examiner Name	Nirma Khomassi
Attorney Docket Number	50325-0868

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. § 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☒ Previously submitted. If a final Office Action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
ii. ☒ Other: Consider the Information Disclosure Statement (IDS) and PTO form 1449 previously submitted on August 31, 2006

- b. ☒ Enclosed

- i. ☐ Amendment/Reply (19 pgs) iii. ☐ Information Disclosure Statement (IDS)
ii. ☐ Affidavit(s)/Declaration(s) iv. ☒ Other: Petition to Withdraw from Issue Under 37 CFR § 1.313(c)(2)

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
b. ☐ Other _____

3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1302

- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) \$790.00
ii. ☐ Extension of time fee (37 C.F.R. §§ 1.138 and 1.17)
iii. ☒ Other: Fee for Petition to Withdraw under 37 CFR § 1.313(c)(2) \$130.00

- b. ☒ Total Fees to be charged to Deposit Account 50-1302: \$920.00

- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Christopher J. Palermo	Registration No. (Attorney/Agent)	42,058
Signature	<i>Christopher J. Palermo</i>	Date	October 25, 2006

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office. Facsimile No.: (571) 273-8300 on: October 25, 2006

Name (Print/Type)	Teresa Austin	Date	October 25, 2006
Signature	<i>Teresa Austin</i>		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this and/or suggestions for reducing this burden, should be sent to the Chief Information Officer: U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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